

Ballymoney Borough Council
Health & Environmental Services Committee Meeting No 366 – 22nd December 2010

Table of Contents

366.1	Minutes - Meeting No 365 – 23 rd November 2010	<i>Adopted</i>
366.2	Presentation Request	<i>Receive presentation</i>
366.3	Pollution Prevention & Control (Northern Ireland) Regulations 2003	<i>Approval</i>
366.4	Pollution Control & Local Government (NI) Order 1978 Article 66: Ruinous & Dilapidated Buildings & Neglected Sites	<i>Serve notice</i>
366.5	Local Government (Misc Provisions) (NI) Order 1985 – Licence Application (Full) (Renewal)	<i>Renew licences</i>
366.6	Local Government (Misc Provisions) (NI) Order 1985 – Licence Application (Fourteen Unspecified Days) (Renewal)	<i>Renew licence</i>
366.7	Local Government (Misc Provisions) (NI) Order 1985 – Licence Application (Fourteen Particular Days) (Renewal)	<i>Renew licences</i>
366.8	The Business of Tattooing, Ear Piercing and Electrolysis – Registration of Persons & Premises – Part V Provisions	<i>Register person and premises</i>
366.9	Hairdressers Act (NI) 1939	<i>Register person and premises</i>
366.10	Betting, Gaming, Lotteries & Amusements (NI) Order 1985	<i>Renew registrations</i>
366.11	Dogs (NI) Order 1983 Article 13 – Registration of Dog Breeding Establishment	<i>Register premises</i>
366.12	Poisons (NI) Order 1983	<i>Approve</i>
366.13	Poisons (NI) Order 1983	<i>Approve</i>
366.14	Street Trading Act (NI) 2001 Mobile Street Trading Licence – Grant	<i>Grant licence</i>
366.15	Building Control Applications	<i>Noted</i>
FOR INFORMATION – 366.16-366.25, 366.27-366.28		
366.16	Municipal Waste Returns	<i>For information</i>
366.17	Christmas/New Year Holiday Arrangements	<i>For information</i>
366.18	The Landfill Allowance Scheme (NI) Regulations 2004 Scheme Year 2009-2010 – Final Reconciliation	<i>For information</i>
366.19	Air Quality	<i>For information</i>

366.20	Food Hygiene Regulations (NI) 2006 Regulations 6, Hygiene Improvement Notices	<i>For information</i>
366.21	Food Hygiene Regulations (NI) 2006 – Remedial Action Notice	<i>For information</i>
366.22	Food Safety (NI) Order 1991 (As Amended) – Voluntary Surrender	<i>For information</i>
366.23	Welfare of Animals Bill	<i>For information</i>
366.24	Bilingual Signage	<i>Update on installation of signs</i>
366.25	Licensing (NI) Order 1996	<i>For information</i>
366.26	Planning Consultation Responses	<i>Write to Planning Service to express concerns</i>
366.27	Makin Sense Project	<i>For information</i>
366.28	Road Safety Project	<i>For information</i>

BALLYMONEY BOROUGH COUNCIL

Minutes of Health & Environmental Services Committee Meeting No 366 held in the McKinley Room, Riada House, Ballymoney on Wednesday 22nd December 2010 at 10.00am.

IN THE CHAIR Councillor E Robinson

PRESENT

Aldermen
F Campbell
H Connolly
C Cousley, MBE, Deputy Mayor
J Simpson

Councillors
C McLaughlin
I Stevenson

APOLOGIES

A Cavlan
J Finlay
M McCamphill
M Storey, MLA

IN ATTENDANCE Director of Borough Services
Committee Clerk

366.1 MINUTES – MEETING NO 365– 23RD NOVEMBER 2010

It was proposed by Alderman Connolly, seconded by Councillor Stevenson and **AGREED:**

that the minutes of meeting No 365 on 23rd November 2010 be confirmed as a correct record.

There were no questions from members.

366.2 PRESENTATION REQUEST

The Chair invites Committee to consider receiving a presentation from Northern Group Systems on Predictive Noise Software at a future meeting.

It was proposed by Councillor Stevenson, seconded by Alderman Connolly and **AGREED:**

to recommend receiving a presentation from Northern Group Systems on Predictive Noise Software at a future meeting.

The Chair felt it would be worthwhile for members to hear this excellent NGS presentation.

MATTERS FOR CONSIDERATION

ENVIRONMENTAL PROTECTION

366.3 POLLUTION PREVENTION & CONTROL (NORTHERN IRELAND) REGULATIONS 2003

Colorcote, 69 Frosses Road, Ballymoney.

An application has been received to operate a powder coating process at the above address. A permit has been prepared having considered the information contained in the Process Guidance Note PG No. 6/31 version 2 relevant to the operation. The operators and statutory consultees have had the opportunity to consider the conditions contained within the authorisation and make comments. The permit was sent electronically for Member's attention.

IT IS RECOMMENDED that approval be granted for the permit of a prescribed process to the operator of the business in the form contained in the proposed permit, together with supporting plans and documents and that the annual subsistence fee be applied pro rata as required by statute.

It was proposed by Alderman Campbell, seconded by Alderman Connolly and **AGREED:**

to recommend that approval be granted for the permit of a prescribed process to the operator of the business in the form contained in the proposed permit, together with supporting plans and documents and that the annual subsistence fee be applied pro rata as required by statute.

366.4 THE POLLUTION CONTROL AND LOCAL GOVERNMENT (NI) ORDER 1978 ARTICLE 66: RUINOUS AND DILAPIDATED BUILDINGS AND NEGLECTED SITES

Article 66 of the Pollution and Control and Local Government (Northern Ireland) Order 1978 states –

“(1) If it appears to a district council that a building or structure is by reason of its ruinous or dilapidated condition seriously detrimental to the amenities of the neighbourhood, the district council may by notice require the owner thereof –

- (a) to execute such works of repair or restoration, or
- (b) if he so elects, to take such steps for demolishing the building or structure, or any part thereof, and removing any rubbish or other material resulting from or exposed by the demolition,

as may be necessary in the interests of amenity.”

Complaint has been received in relation to the premises known as xxxxx.

The present state of the building at xxxx, has been photographed and this evidence was circulated to members. It has been concluded that the buildings are by reason of their ruinous and dilapidated condition seriously detrimental to the amenities of the neighbourhood. Were Council also to be satisfied that this is the case, then it ought

to address the matter by serving notice on the owner in accordance with the provisions of Article 66.

IT IS RECOMMENDED that Council satisfy itself that the buildings at xxxxx, are by reason of their ruinous or dilapidated condition seriously detrimental to amenities of the neighbourhood; and were Council to be satisfied that this is indeed the case, ***IT IS FURTHER RECOMMENDED*** that Council seek to remedy the breach of Article 66 by serving a notice on the owner of the property.

In response to Councillor Stevenson, the Director of Borough Services clarified the location of the derelict property. In response to Alderman Campbell, the Director of Borough Services advised that any graffiti on the property would also be dealt and that officers were aware that there has been a change of ownership.

It was proposed by Alderman Campbell, seconded by Alderman Connolly and **AGREED:**

that as the buildings at xxxxx, are by reason of their ruinous or dilapidated condition seriously detrimental to the amenities of the neighbourhood; that Council seek to remedy the breach of Article 66 by serving a notice on the owner of the property.

LICENSING

366.5 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NORTHERN IRELAND) ORDER 1985 - LICENCE APPLICATIONS (FULL) (RENEWAL)

Premises

Applicant

The North Irish Horse Complex

Ms. Mandy Graham,
5 Millbrook Court,
BALLYMONEY, BT53 7RH.

Ballymoney Royal British Legion
Social Club

Mr. William J. McCurdy,
22 Hillview Avenue,
BALLYMONEY, BT53 6EP.

Dunloy Community Centre

Rev. Aidan Brankin,
14 Presbytery Lane,
Dunloy,
BALLYMENA, BT44 9DZ.

St. Patrick's Parish Centre &
Youth Hall

Mr. Vincent Leslie,
109 Castlerock Road,
COLERAINE, BT51 3NW.

Manor Hotel

Mr. Danny Coulter,
31 Garryduff Road,
BALLYMONEY, BT53 7AU.

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licences as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

It was proposed by Alderman Connolly, seconded by Alderman Campbell and **AGREED:**

to recommend that the Borough Council renew the Indoor Entertainment's Licences as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

366.6 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NORTHERN IRELAND) ORDER 1985 - LICENCE APPLICATION (FOURTEEN UNSPECIFIED DAYS) (RENEWAL)

Premises

Applicant

Cloughmills Memorial Orange Hall

Mr. William J. Kirkpatrick,
1 Carnlea Road,
BALLYMENA, BT44 6TS.

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licence as detailed above subject to an approved electrical test certificate being received. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

It was proposed by Councillor Stevenson, seconded by Alderman Connolly and **AGREED:**

to recommend that the Borough Council renew the Indoor Entertainment's Licence as detailed above subject to an approved electrical test certificate being received. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

366.7 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NORTHERN IRELAND) ORDER 1985 - LICENCE APPLICATION (FOURTEEN PARTICULAR DAYS) (RENEWAL)

Premises

Applicant

St. James's Presbyterian Church
Main and Minor Hall and Annexe

Mr. Sean Carey,
43 Portrush Road,
BALLYMONEY, BT53 6BX.

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licence as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

It was proposed by Councillor Stevenson, seconded by Alderman Campbell and
AGREED:

to recommend that the Borough Council renew the Indoor Entertainment's Licence as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

366.8 THE BUSINESS OF TATTOOING, EAR PIERCING AND ELECTROLYSIS – REGISTRATION OF PERSONS AND PREMISES – PART V PROVISIONS

Applicant

Mrs. Lisa McAleese

Premises

12B Church Street,
BALLYMONEY, BT53 6DL.

IT IS RECOMMENDED that the above person and premises be registered.

It was proposed by Alderman Connolly, seconded by Councillor McLaughlin and
AGREED:

to recommend that the above person and premises be registered.

366.9 THE HAIRDRESSERS ACT (NORTHERN IRELAND) 1939

Premises

11a Linenhall Street,
BALLYMONEY,
BT53 6DP.

Applicant

Mr. Stephen Cairns

IT IS RECOMMENDED that the above-named person and premises be registered under The Hairdressers Act (Northern Ireland) 1939.

It was proposed by Alderman Campbell, seconded by Councillor Stevenson and
AGREED:

to recommend that the above-named person and premises be registered under The Hairdressers Act (Northern Ireland) 1939.

* Alderman Simpson joined the meeting at 10.15am.

BETTING, GAMING, LOTTERIES AND AMUSEMENTS (NORTHERN IRELAND) ORDER 1985

366.10 Applications have been received from the undernoted Societies for renewal of registration by the Borough Council (Article 136 of the 1985 Order refers):-

Society

County Londonderry
Horse Breeding Society

Lottery Promoter

Ms. Yvonne Hanna,
74 Glenstall Road,
BALLYMONEY, BT53 7QN.

Fee

£17.50

Ballymoney Borough Twinning Association	Mr. Warner Kirkpatrick, c/o Riada House, 14 Charles Street, BALLYMONEY, BT53 6DZ.	£17.50
Dunaghy Flute Band	Mr. David McAuley, 26 Parklands, BALLYMONEY, BT53 7QU.	£17.50
Glebe Rangers Football Club	Mr. John McAuley, 49 Millfields, Balnamore, BALLYMONEY, BT53 7RA.	£17.50
Friends of Armour	Mr. John Esler, 34 Cherry Gardens, BALLYMONEY, BT53 7AS.	£17.50

IT IS RECOMMENDED that the Borough Council renew the registrations of the above-mentioned Societies.

It was proposed by Alderman Campbell, seconded by Alderman Connolly and **AGREED:**

to recommend that the Borough Council renew the registrations of the above-mentioned Societies.

DOG CONTROL

366.11 DOGS (NORTHERN IRELAND) ORDER 1983 ARTICLE 13 – REGISTRATION OF DOG BREEDING ESTABLISHMENT

Application as undernoted has been made to the Borough Council that the premises to which they refer be registered in accordance with the provisions of Article 13 of the Dogs (Northern Ireland) Order 1983 as a dog breeding establishment:-

Applicant

Premises

John Sharp 13 Railway View, Macfin, Ballymoney, BT53 6QU.Mr.

IT IS RECOMMENDED that the Borough Council register the above-mentioned premises accordingly.

It was proposed by Councillor Stevenson, seconded by Alderman Connolly and **AGREED:**

to recommend that the Borough Council register the above-mentioned premises accordingly.

PHARMACY AND POISONS

366.12 POISONS (N.I.) ORDER 1983

Applications for renewal of registration in respect of the sale of poisons included in Part II of the Poisons List together with the appropriate fee have been received as follows:-

<u>Name</u>	<u>Address</u>	<u>Deputies</u>
Mr. Danny McIntyre	Taggart & Co. Ltd. 38-44 Main Street BALLYMONEY BT53 6AL	J. Hill C. Murphy B. McCulloch M. Moore A McClean G. McClelland
Mr. George Pollock	James Pollock & Son, 53-61 Castle Street, BALLYMONEY, BT53 6JZ.	Mrs. D. Camp Mr. D. McLean Mrs. Ann Hughes Miss J. McClelland
Mr. James McFadden	Stranocum Post Office, 2 Main Street, Stranocum, BALLYMONEY, BT53 8PE.	Mr. T. McFadden Miss S. McFadden
Mr Ray Boyland	North Antrim Potatoes, 170 Ballinlea Road, Stranocum, BALLYMONEY, BT53 8PR.	Mr. J. Taggart Mrs. M. McDonald
Mr. John Steele	Steele Farm Supplies, Unit 4, 14 Market Street, BALLYMONEY, BT53 6EB.	Mr. J. Steele (Snr) Mrs. A. L. Steele Mrs. H. A. M. Steele Mr. R. McKeeman Mr. J. Dillon
Mr. Christopher Logan	Logans Hardware, 36 Drumadoon Road, Cloughmills, BALLYMENA, BT44 9LJ.	Mrs. V. Logan Mr. R. Logan
Mr James Shaw	Ashwood Garden Centre, 1 Greenhill Road, BALLYMONEY, BT53 6LZ.	Mr. Alan Neill Mr. Frank McAteer Mr. David Archibald Mr. Niall Johnston

Mr David Christie	David Christie & Son, 16 Greenhill Road, BALLYMONEY, BT53 6LZ.	Mr. A. Christie Mr. R. Wilson Mr. B. Lamont
-------------------	---	---

It was proposed by Alderman Connolly, seconded by Councillor McLaughlin and **AGREED:**

to recommend that the Borough Council give its approval to the above.

366.13 Application for new registration in respect of the sale of poisons included in part II of the Poisons List together with the appropriate fee has been received as follows:-

<u>Name</u>	<u>Address</u>	<u>Deputies</u>
Mr. Mark Alexander	John McElderry Ltd., 24-26 Market Street, BALLYMONEY, BT53 6EB.	Mr. W. Pearson Mr. R. McKay Mr. G. Boyd Mr. R. Matthews

IT IS RECOMMENDED that the Borough Council give its approval to the above.

It was proposed by Alderman Campbell, seconded by Councillor Stevenson and **AGREED:**

to recommend that the Borough Council give its approval to the above.

* Alderman Cousley, MBE joined the meeting at 10.17am.

STREET TRADING

366.14 STREET TRADING ACT (NI) 2001 MOBILE STREET TRADING LICENCE - GRANT

Application for grant of Mobile Street Trading Licence has been made to this Directorate as follows:-

<u>Purpose</u>	<u>Applicant</u>
Ice Cream Van	Mr. Stephen James Morrison, 11 Westgate, BALLYMONEY, BT53 6LD.

IT IS RECOMMENDED that the Mobile Street Trading Licence as applied for be granted.

It was proposed by Alderman Campbell, seconded by Councillor Stevenson and **AGREED:**

that the Mobile Street Trading Licence as applied for be granted.

Alderman Campbell was pleased with the recommendation that this licence be granted.

BUILDING CONTROL

366.15 BUILDING CONTROL APPLICATIONS

IT IS RECOMMENDED that Council note that during the report period, its Building Control Service approved various applications, which were in accordance with the requirements of the Building Regulations (Northern Ireland) 2000 as follows:-

<u>Application Type</u>	<u>Approvals</u>
	<u>September</u>
Full Plans	24
Building Notices	20
Regularisations	0
TOTAL:-	44

It was proposed by Councillor Stevenson, seconded by Alderman Connolly and **AGREED:**

to recommend that Council note that during the report period, its Building Control Service approved various applications, which were in accordance with the requirements of the Building Regulations (Northern Ireland) 2000

MATTERS FOR INFORMATION

ENVIRONMENTAL SERVICES

366.16 MUNICIPAL WASTE RETURNS

<u>Waste Type</u>	<u>Nov 2009</u>	<u>Nov 2010</u>	<u>Apr – Nov 09</u>	<u>Apr – Nov 10</u>
Mixed Residual Waste (waste direct to landfill)	804.84t	796.18t -0.83%	6,216.69t	6,204.14t -0.20%
Mixed Dry Recyclables (blue bin recycling)	135.84t	132.26t -2.64%	1,073.48t	1,078.05t +0.43%
Garden Waste* (brown bin recycling)	61.72t	n/a n/a	1,153.66t	1,201.52t +4.15%
Waste Recovery (segregated CA site waste)	74.48t	55.48t -25.51%	721.32t	679.48t -5.80%
Cardboard Recycling	5.78t	5.18t -10.38%	57.42t	51.68t -10.0%
Timber**		22.24t		

* Brown bin service suspended 1st November 2010.

** Timber recycling commenced 1st November 2010.

Commenting on the figures presented to Committee the Director of Borough Services stated that the slight downward trend in waste sent direct to landfill and the slight upturn in mixed dry recyclables were to be welcomed. In response to the Chair, the Director advised there the fluctuation in the waste recovery figure could be explained by the introduction of the new service to segregate timber at the Council's civic amenity sites.

Alderman Connolly asked that his commendation of the efforts made to ensure the continuation of the bin collection service in his local area in the last period of very bad winter weather be noted. He asked that his thanks be passed on to all those involved, a sentiment shared by the Chair and other members.

The Chair also highlighted that employees not able to carry out normal duties had played a part in maintaining refuse collection services and that Borough Services Directorate staff were involved in delivering grit to outlying villages and some town areas and also the clearing certain footpaths in the town centre. In commending those involved she also commented on the recent debate on the responsibility for the clearance of footpaths of snow and ice.

Councillor Stevenson initiated a short discussion when he asked what consideration was being given to the reduction of the amount of waste sent to landfill and the further improvement of the Council's recycling rate therefore reducing money paid in landfill tax. The Director of Borough Services outlined what measures had been considered previously, mentioning examples of measures introduced by other Council's. He again emphasised that to divert waste from landfill / improve the Council's recycling rate would require further investment by Council. Alderman Campbell suggested praising those residents who do recycle and penalising those who do not. The Chair suggested that those selected for election ought to address these waste management issues whilst canvassing. Alderman Campbell also suggested implementing a scheme to encourage the installation of waste disposal systems in kitchen design.

366.17 CHRISTMAS / NEW YEAR HOLIDAY ARRANGEMENTS

Refuse Collection

The following refuse collection arrangements will operate over the Christmas / New Year period:

Public Holiday	Collection
Monday 27 th December 2010	As normal
Tuesday 28 th December 2010	As normal
Monday 3 rd January 2011	As normal

The brown bin collection service is suspended to Monday 4th April 2011.

Civic Amenity Sites

Knock Road and Crosstagherty Civic Amenity sites will be closed on –

Christmas Day	Saturday 25 th December 2010
New Year's Day	Saturday 1 st January 2011

And will have limited opening times on the following dates:

Friday 24 th December 2010	8.30am – 1.00pm
Monday 27 th December 2010	10.00am – 4.00pm
Tuesday 28 th December 2010	10.00am – 4.00pm
Monday 3 rd January 2011	10.00am – 4.00pm

The civic amenity sites will be open as normal at all other times.

Crosstagherty Waste Handling & Transfer Facility will be closed to commercial customers on –

Christmas Day	Saturday 25 th December 2010
Bank Holiday	Monday 27 th December 2010
New Years Day	Saturday 1 st January 2011
Bank Holiday	Monday 3 rd January 2011

Street Cleansing

No street cleansing will be undertaken on 26th December 2010 and this service will be curtailed on 25th, 27th and 28th December 2010 and 1st January 2011.

366.18 THE LANDFILL ALLOWANCE SCHEME (NI) REGULATIONS 2004 SCHEME YEAR 2009-2010 – FINAL RECONCILIATION

Further to correspondence received from NIEA information was brought to Members (Minute HES363.18 dated 28.09.2010 refers) regarding the Council's performance under NILAS – the draft reconciliation for 2009-2010 having been furnished.

It is now the case that the Monitoring Authority (NIEA) has advised by letter dated 2nd December 2010, that having regard to the data submitted quarterly by Council through WasteDataFlow, the total amount of biodegradable municipal waste (BMW) sent to landfill by Ballymoney Borough Council, for the scheme year 2009-2010 was 5.827 tonnes. This equates to 73.21% utilization of the allocated allowances for the scheme year.

ENVIRONMENTAL PROTECTION

366.19 AIR QUALITY

The DoE have recently published Air Pollution in Northern Ireland 2009 Report. Recent years have seen a marked improvement in NI's overall air quality. In particular concentrations of pollutants such as SO₂ associated with coal and oil combustion have declined significantly over the last decade. Results from NI's network of air quality monitoring stations to which Ballymoney contributed up to December 2009, show the EU limit and target values and corresponding Air Quality Strategy objectives for the following pollutants were met by the due dates:-

Carbon monoxide, PM₁₀, Benzene and Sulphur Dioxide.

A copy of the report has been provided for Members.

FOOD CONTROL

366.20 FOOD HYGIENE REGULATIONS (NI) 2006 REGULATION 6, HYGIENE IMPROVEMENT NOTICES

It was reported to Council on 23rd November 2010 (HES 365.20) that a Hygiene Improvement Notice was served on XXX. An inspection to assess compliance with the notices was carried out on 18th November 2010. The premises was noted to have complied with the requirement of the Notice, and the Notice has subsequently been abated.

366.21 FOOD HYGIENE REGULATIONS (NI) 2006 – REMEDIAL ACTION NOTICE

During the report period an approved premises in the Borough was noted to be selling foodstuff which had been repackaged on their premises without approval from the Borough Council. Subsequently a Remedial Action Notice was served on XXX on 2nd December 2010 requesting that they cease the process of repackaging forthwith, until such times as the appropriate approval under Regulation (EC) No 853/2004 has been granted.

366.22 FOOD SAFETY (NI) ORDER 1991 (AS AMENDED) – VOLUNTARY SURRENDER

During the report period a food business operator voluntarily surrendered food stuff to the Borough Council. A 660 litre bin of food was surrendered and taken to the Knock Road Depot where it was securely stored, prior to collection and final disposal by rendering at Ulster Farm By Products, Glenavy, Crumlin

ENVIRONMENTAL HEALTH

366.23 WELFARE OF ANIMALS BILL

Correspondence has been received from NILGA dated 10th December 2010 with respect to the above Bill currently being considered by the NI Assembly. The Bill updates and strengthens powers in the Welfare of Animals Act (Northern Ireland) 1972 that existed to promote the welfare of vertebrate animals. This was enforced by the Department of Agriculture together with the PSNI. The current proposed Bill would see enforcement shared between DARD, PSNI and Councils. The Agriculture Committee have been advised (via NILGA) that local government had expressed opposition to the proposals, Councils not having the expertise or resources to effectively enforce the proposed legislation and that further consultation was necessary.

DARD has however asked that the following information be provided to Members:-

- (1) A bid of £760k per annum was being made by DARD initially for a 4 year period (with no guarantees of continuance) for local government involvement.
- (2) Following NILGA representations it is now being proposed that the implementation date for local government enforcement of the proposed legislation would be delayed until April 2012 (instead of April 2011) to allow for consultation (on implementation only).

A copy of the Bill may be found at
www.niassembly.gov.uk/legislation/primary/2009/niabill28_09.pdf.

NILGA have asked that Members reconsider this matter and are encouraged to represent their views to respective political parties.

The Chair invited the Director of Borough Services to comment on the Welfare of Animals Bill. He expressed his concerns as to the current proposals and the position Councils would be put in – that is, that if the legislation is made as proposed it would be the public's expectation that Council's would act to address any animal welfare issues raised within a Council's district and that inevitably this would require additional resources such as the cost of additional staff [investigation and liaison], veterinary services, necessary equipment, animal transportation and temporary accommodation. The Director pointed out that this measure was yet another example of a Stormont proposal which expected Council's to take on new powers without any corresponding increase in the resources made available by Government to do so. Councillor Stevenson added his concerns that no money would be provided to carry out the new role envisaged by Stormont for Councils.

366.24 BILINGUAL SIGNAGE

The Director updated members on bilingual signage, advising that given the budget available for the present financial year, the following three bilingual signs on the pending list will be installed – Carnfinton Park, Rhencullen Park and Rockview Park and were it possible to use existing sign posts then a further bilingual sign may be installed. The remaining signs on the pending list will be a priority for the next financial year, budget permitting.

LICENSING

366.25 LICENSING (NORTHERN IRELAND) ORDER 1996

<u>Applicant</u>	<u>Purpose</u>	<u>Date</u>
Mr. W. H. Brooke Huey 23 Church Street BALLYMONEY	Notice of Application for an Occasional Licence – The Community Centre, Killyrammer – 29/12/10.	8/12/10

PLANNING CONSULTATIONS

366.26 PLANNING CONSULTATION RESPONSES

The following responses have been returned to Planning Service and are provided to Members for information. This information has been shared with the Head of Corporate and Development Services and the Head of Building Control.

Application	Address	Proposal	Comments
D/2006/066/F	Former Tesco Site, Meetinghouse Street, BALLYMONEY.	47 no. Townhouses and 2 no. Semi-Detached Dwellings with Associated Roads, Landscaping and Amenity Space.	Further Information Requested with Respect to Noise Mitigation Measures to Protect Future Occupants.
D/2008/0336/F	68-70 Main Street, BALLYMONEY.	Ground Floor Retail Unit and 4 Apartments with Associated Parking.	Recommended Condition to be Attached. All Windows and Ventilators Provided within the Façade Facing Main Street shall have a Minimum 36dB _{Rw} .
D/2010/0122/RM	10m W 1, 3 and 5 Henry Street, BALLYMONEY.	6 no. Apartments and Parking Area.	Unsatisfactory Refuse Storage Arrangements – Recommend Refusal.
D/2010/0123/RM	10m W 1, 3 and 5 Henry Street, BALLYMONEY.	6 no. Apartments and Parking Area.	Unsatisfactory Refuse Storage Arrangements – Recommend Refusal.

Councillor Stevenson raised concerns that when Planning Service had consulted Council at a previous Consultation Committee meeting on the Henry Street apartment applications referred to above it had not disclosed the recommendations for refusal made by Environmental Health, a statutory consultee. Alderman Simpson expressed the view that the process was not working satisfactorily and added that Planning Service are duty bound to record comments and that these should be included in any documents placed in front of Council.

It was proposed by Alderman Campbell, seconded by Councillor Stevenson and
AGREED:

to recommend that Council write to Planning Service to express its concern that the Environmental Health recommendation for refusal was not brought to Council by Planning Service when it was asked to consider this application.

Discussion followed on other similar planning applications, the importance of refuse storage arrangements and the practicalities.

* Alderman Connolly left the meeting at 11.08am.

COMMUNITY SAFETY

366.27 MAKIN SENSE PROJECT

The Makin' Sense project took place from the 22nd – 25th November 2010. A total of 307 secondary school and 319 primary school pupils participated in the project along with 60 individuals attending the community session. Early feedback has indicated that the project was a success.

366.28 ROAD SAFETY PROJECT

Ballymoney CSP applied for funding to Unltd to work in partnership with the DPP, PSNI, Ballymoney Road Safety Committee, CRUN, NHSCT, Cheers Youth Centre and Ballymoney Youth Council to host a road safety project in Ballymoney.

The project is targeted at all drivers, especially young drivers, and encompasses hard hitting messages about road safety through the use of valentine cards, posters and a multimedia play. The play is scheduled for Friday 18th February at 7pm in the JDLC. Information on proposed resources for the project was circulated to members.

The meeting closed at 11.10am.